

UNITED STATES OF AMERICA,

Plaintiff,

vs.

DEMARCUS DONTÉ IVEY,

Defendant.

THIS MATTER is before the Court on Defendant’s pro se “Initial Brief and Memorandum in Support of His Motion Under § 2255 to Vacate, Set Aside, or Correct his Sentence by a Person in Federal Custody” [Doc. 134] that has been construed as a Motion to Vacate, Set Aside, or Correct Sentence by a Person in Federal Custody under 28 U.S.C. § 2255.

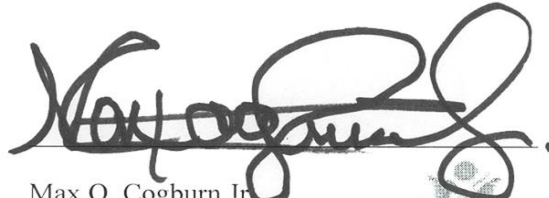
In the cover letter accompanying this filing, the Defendant purports to have mailed the Court a “Motion under 28 U.S.C. § 2255...” as well as an “Initial Brief and memorandum in support....” [Doc. 134-3]. The Court has only received the latter document. The Defendant shall, within fourteen (14) days of this Order, file the § 2255 Motion to Vacate. Should he fail to do so, the Court will proceed on the “Initial Brief and Memorandum....” [Doc. 134].

IT IS, THEREFORE, ORDERED that the Defendant shall, within **fourteen (14) days** of this Order, file the § 2255 Motion to Vacate. Should he fail to do so, the Court will proceed on the “Initial Brief and Memorandum...” [Doc. 134].

The Clerk is respectfully instructed to mail the Defendant a copy of this Order and a blank § 2255 form.

IT IS SO ORDERED.

Signed: July 31, 2024



Max O. Cogburn Jr.
United States District Judge